IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

GEORGE DZIAMNISKI,	>	
	>	
Plaintiff	>	
	>	
vs.	>	Civil Action No. 07-604
KIRKPATRICK & LOCKHART	>	
	>	
Defendant	>	

FILED
2007 JUL 25 AM 10: 28
U S DISTRICT COURT

Motion for Default Judgment

COMES NOW the Plaintiff acting on his own behalf, hereby moves this Honorable Court to enter an Order for Default Judgment and offers in support the following:

1. On May 8th, 2007 Plaintiff filed a Civil Action in this Court against Defendant named in the caption of this Motion.
2. On May 31st, 2007 Plaintiff sent by Certified Mail a copy of the Complaint to Defendant along with a Notice of Lawsuit and Request for Waiver of service of Summons and a pre-paid method of return to Plaintiff within 30 days of the designated date on the Waiver. Defendant failed to return the Waiver within the specified 30 days and hence ignored the Duty to Avoid Unnecessary Costs of Service of Summons.

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3. On July 2nd Plaintiff sent a copy of a Summons along with a Complaint by Certified Mail which was received by Defendant on July 3rd, 2007. Defendant was requested to provide an Answer to Plaintiff within 20 days exclusive of the day of service. Defendant failed to provide the Answer within the 20 days as stated on the Summons.

4. Plaintiff considers this negligence on the part of Defendant for failure to respond in a timely manner to multiple requests to move this case forward. This does not constitute "excusable neglect" in any way and should be treated accordingly.

WHEREFORE, Plaintiff respectfully requests that the Court enter an Order granting Judgment in favor of Plaintiff.

Signature: George Dziamniski Pro Se

Name: George Dziamniski

Address: 4177 Finley-Elrama Rd.

Finleyville, PA 15332

Phone: 412-384-5441

Dated: 7-25-07

CERTIFICATE OF SERVICE

I, George Dziamniski, hereby certify that a copy of the Motion for Default Judgment was served by first class mail on this 25th day of July, 2007 upon the following person:

Mr. Stephen M. Olson, Esq.
Kirkpatrick & Lockhart
Henry W. Oliver Bldg.
535 Smithfield St.
Pittsburgh, PA 15222

Date: 7-25-07 Signature: George Dziamniski Pro Se